

OK to enter.  
LMS 1/12/09**ABELMAN, FRAYNE & SCHWAB**

Attorneys at Law  
150 East 42nd Street  
New York, New York 10017-5612

Telephone: (212) 949-9022  
Cable "LAWBEL" New York  
Telex: 661108 and 276592  
Facsimile: (212) 949-9190; (212) 949-9188  
Direct Dial (212) 885-9332

**FACSIMILE TRANSMISSION****FROM:** JAY S. CINAMON, ESQ.**TO:** *Exr. Stoica***FAX NO.:** *571-273-9941***COMPANY:** *USPTO***FAX NO.:****DATE:** *12/29/08***NUMBER OF PAGES (INCLUDING COVER SHEET):** *3*

IF THERE ARE ANY PROBLEMS IN RECEIVING THIS FACSIMILE, PLEASE CALL (212) 885-9332.

**COMMENTS:****RE:** *Leone et al**SN: 10/500,665**Title: Bag 3 Nucleotide ...**Dear Exr. Stoica:*

*Enclosed are the amended claims  
which you suggested on December 23, 2008*

*Regards,  
Jay Cinamon*

**IN THE CLAIMS:**

1.-35. (Cancelled)

36. (Currently amended) A monoclonal antibody able to recognize at least one BAG3 protein fragment consisting of a sequence selected from the group consisting of SEQ ID NO:15, 16, 17 and 18, the antibody ~~The antibody according to claim 30 which~~ is being secreted by the hybridomas mother clone AC-1, deposit n° PD02009 deposited on December 17, 2002 at the Centro Biotecnologie Avanzate ~~de~~ of Genova.

37. (Currently amended) A hybridoma mother clone AC-1, deposit n° PD02009 deposited on December 17, 2002 at the Centro Biotecnologie Avanzate ~~de~~ of Genova for production of the antibody according to claim ~~30~~36.

38. (Currently amended) A peptide construct for immunologically generating the antibody according to claim ~~30~~36, said peptide construct being a Multiple Antigen Peptide (MAP) construct selected from the group of MAP constructs consisting of:

MAP-BAG3-1: ~~nh~~h2NH<sub>2</sub>-DRDPLPPGWEIKIDPQ-MAP, comprising SEQ ID NO:15;

MAP-BAG3-2: ~~nh~~h2NH<sub>2</sub>-SSPKSVATEERAAPS-MAP, comprising SEQ ID NO:16;

MAP-BAG3-3: ~~nh~~h2NH<sub>2</sub>-DKGKKNAGNAEDPHT-MAP, comprising SEQ ID NO:17; and

MAP-BAG-4: ~~nh~~h2NH<sub>2</sub>-NPSSMTDTPGNPAAP-MAP, comprising SEQ ID NO:18.

39.-52. (Cancelled)

53. (Currently amended) A diagnostic reagent for diagnosing a disease characterized by modulation of BAG3 protein expression, wherein said agent comprises

PATENT  
Attorney Docket: 206,588

at least one antibody according to claim ~~3036~~, and wherein said at least one antibody preferably comprises monoclonal antibody secreted by the hybridomas mother clone AC-1, deposit n° PD02009 deposited on 17 December 2002 at the Centro Biotecnologie Avanzate di Geneva.

54.-61. (Cancelled)

62. (Currently amended) A kit for identification and diagnosis of disease characterized by regulation of BAG3 protein expression, said kit comprising one or more containers enclosing at least one monoclonal antibody according to claim ~~3036~~.

63. (Currently amended) The diagnostic reagent according to claim 53 wherein said disease is characterized by an increase in BAG3 protein expression and a decrease in apoptosis.

64. (Currently amended) The diagnostic reagent according to claim 53 wherein said disease is B chronic lymphocytic leukemia.

65.-72. (Cancelled)